KAREN P. HEWITT
United States Attorney
STEVEN DE SALVO
Assistant U.S. Attorney
California State Bar No. 199904
United States Attorney's Office
880 Front Street, Room 6293
San Diego, California 92101-8893
Telephone: (619) 557-7032/(619) 235-2757 (Fax)
Email: steven.desalvo@usdoj.gov

Attorneys for Plaintiff
United States of America

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. MIGUEL ALVAREZ-MEZA, Defendants.	Criminal Case No. 08CR0246-JM APPLICATION FOR ORDER SHORTENING TIME

COMES NOW the plaintiff, United States of America, by and through its counsel, Karen P. Hewitt, United States Attorney, and Steven De Salvo, Assistant United States Attorney, and hereby moves this Court for an order shortening time to permit the Government to file its Response and Opposition to Defendant's Motions to Compel Discovery, Preserve Evidence, and For Leave to File Further Motions. The grounds for this application are set forth in the attached declaration of counsel.

DATED: March 3, 2008

Respectfully submitted,

KAREN P. HEWITT
United States Attorney

s/Steven De Salvo

STEVEN DE SALVO

Assistant United States Attorney
Attorneys for Plaintiff

DECLARATION OF STEVEN DE SALVO

I, Steven De Salvo, hereby declare as follows:

1. I am an Assistant United States Attorney for the Southern District of California.

2. I am assigned to the above-captioned case, which is set for a Motion Hearing on March 7, 2008, at 11 a.m.

3. The defense filed its Motion to Dismiss the Indictment and Suppress Statements on February 11, 2007.

4. I had intended to file my Response and Opposition to Defendant's Motions on February 29, 2008, which is one week prior to the Motion Hearing. However, on February 27, 2008, I became ill with influenza and missed work over the next three days. I did not return to work until March 3, 2003. Consequently, my illness prevented me from filing my Response and Opposition in a timely manner.

5. Accordingly, the Unites States respectfully requests that the Court allow the Government's response to be filed late, on March 3, 2008.

Dated: March 3, 2008 /s/ Steven De Salvo

STEVEN DE SALVO
Assistant U.S. Attorney

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United States Attorney
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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff,	Criminal Case No. 08CR0246-JM
v.	ORDER SHORTENING TIME
MIGUEL ALVAREZ-MEZA, Defendants.	

Good cause appearing, I hereby grant the Government's application to shorten time and order that the Government's Response and Opposition to Defendant's Motions to Dismiss the Indictment and Suppress Statements may be filed on March 3, 2008.

DATED: ____________

____
Jeffrey T. Miller
JUDGE OF THE U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. MIGUEL ALVAREZ-MEZA, Defendant.	Criminal Case No. 08CR0246-JM CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED THAT:

I, STEVEN DE SALVO, am a citizen of the United States and am at least eighteen years of age. My business address is 880 Front Street, Room 6293, San Diego, California 92101-8893.

I am not a party to the above-entitled action. I have caused service of GOVERNMENT'S RESPONSE AND OPPOSITION TO DEFENDANT'S MOTION TO DISMISS THE INDICTMENT AND SUPPRESS STATEMENTS on the following parties by electronically filing the foregoing with the Clerk of the District Court using its ECF System.

Kurt Hermansen
110 West C Street, Suite 1810
San Diego, CA 92101-3909
KDH@kurtdavidhermansen.com

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 3, 2008.

s/ Steven De Salvo
STEVEN DE SALVO